Forest Land-Chandrapur

Diversion of 1.199 ha. Forest land under Forest (Conservation) Act, 1980 in favour of M/s Reliance Jio Infocomm Limited, Nagpur for laying of underground Optical Fiber Cable passing within Right of Way of existing Shengaon-Jiwati-Yellarpur road.

Government of Maharashtra

Revenue and Forest Department

Government Order No.: FLD-2023/CR.129/F-10

Mantralaya, Mumbai-400 032

Date: 01.06.2023

Reference:

Additional Principal Chief Conservator of Forests & Nodal Officer, MS, Nagpur Letter No. Desk-17/ Nodal /Chandrapur/ID-402613/34/2022-23, dt.05.04.2023.

Preamble:-

M/s Reliance Jio Infocomm Limited, Nagpur has submitted a proposal for diversion of 1.199 ha. Forest land under Forest (Conservation) Act, 1980 for laying of underground Optical Fiber Cable passing within Right of Way of existing Shengaon-Jiwati-Yellarpur Road to the State Forest Department.

Order:-

In exercise of powers under general approval given by MoEF&CC, Govt. of India vide Handbook of FCA Guidelines-2019, Chapter 4 (para-4.2), Government of Maharashtra is pleased to grant **'In-principle'** approval to the diversion of 1.199 ha. Forest Land under section-2 of the Forest (Conservation) Act, 1980 for laying of underground Optical Fiber Cable passing within Right of Way of existing Shengaon-Jiwati-Yellarpur road in Chandrapur District.

2. The details of Forest Land proposed for diversion are as under:-

Sr. No.	Name of Village	Tahasil	Forest Land Required						Legal Status of Land
			Survey No/ Gut No.	Comptt. No.	Length in Mtr.	Width in Mtr	Area		
							Area in Sq. Km.	Area in Ha.	
1	Shengaon	Jiwati	..	91	573.00	0.50	286.50	0.029	R.F.
			3	..	1567.00	0.50	783.50	0.078	R.F.

				Sub Total	2146.00				
2	Teka Arjuni	Jiwati	143	..	182.10	0.50	91.05	0.009	R.F.
			142	..	183.30	0.50	91.65	0.009	R.F.
			147	..	111.20	0.50	55.60	0.006	R.F.
			136	..	90.00	0.50	45.00	0.005	R.F.
			149	..	85.00	0.50	42.50	0.004	R.F.
			133	..	91.90	0.50	45.95	0.005	R.F.
			132	..	76.30	0.50	38.15	0.004	R.F.
			122	..	90.00	0.50	45.00	0.005	R.F.
			125	..	44.00	0.50	22.00	0.002	R.F.
			123	..	134.40	0.50	67.20	0.007	R.F.
			20	..	65.70	0.50	32.85	0.003	R.F.
			21	..	270.90	0.50	135.45	0.014	R.F.
			96	..	240.70	0.50	120.35	0.012	R.F.
			95	..	172.20	0.50	86.10	0.009	R.F.
			75	..	107.00	0.50	53.50	0.005	R.F.
			50	..	348.70	0.50	174.35	0.017	R.F.
				Sub Total	2293.40				
3	Nagapur	Jiwati	..	86	1178.30	0.50	589.15	0.059	R.F.
				Sub Total	1178.30				
4	Jiwati	Jiwati	..	85	1404.60	0.50	702.30	0.070	R.F.
			5	..	207.30	0.50	103.65	0.010	R.F.
			15	..	763.10	0.50	381.55	0.038	R.F.
			16	..	34.20	0.50	17.10	0.002	R.F.
			24	..	305.40	0.50	152.70	0.015	R.F.

			22	..	501.00	0.50	250.50	0.025	R.F.
			20	..	292.20	0.50	146.10	0.015	R.F.
			19	..	319.60	0.50	159.80	0.016	R.F.
			18	..	104.20	0.50	52.10	0.005	R.F.
				Sub Total	6288.20				
5	Markalmeta	Jiwati	..	81	1276.00	0.50	638.00	0.064	R.F.
			..	82	630.30	0.50	315.15	0.032	R.F.
			114	..	138.80	0.50	69.40	0.007	R.F.
			115	..	68.90	0.50	34.45	0.003	R.F.
			118	..	170.40	0.50	85.20	0.009	R.F.
			119	..	153.50	0.50	76.75	0.008	R.F.
			121	..	156.00	0.50	78.00	0.008	R.F.
			124	..	174.80	0.50	87.40	0.009	R.F.
			125	111	88.50	0.50	44.25	0.004	R.F.
			129		139.60	0.50	69.80	0.007	R.F.
			128		44.90	0.50	22.45	0.002	R.F.
			127		41.30	0.50	20.65	0.002	R.F.
			131		174.20	0.50	87.10	0.009	R.F.
			132		142.40	0.50	71.20	0.007	R.F.
			96		124.60	0.50	62.30	0.006	R.F.
			307		149.31	0.50	74.66	0.007	R.F.
			306		199.70	0.50	99.85	0.010	R.F.
				Sub Total	3873.21				
6	Kekezari	Jiwati	..	112	2200.00	0.50	1100.00	0.110	R.F.
				Sub Total	2200.00				
7	Karankondi	Jiwati	..	80	1529.10	0.50	764.55	0.076	R.F.

				Sub Total	1529.10				
8	Kodapur	Jiwati	..	72	1098.00	0.50	549.00	0.055	R.F.
				Sub Total	1098.00				
9	Narpathar	Jiwati	..	75	1323.00	0.50	661.50	0.066	R.F.
				Sub Total	1323.00				
10	Lambori	Jiwati	..	74/75	1980.00	0.50	990.00	0.099	R.F.
			154	..	105.90	0.50	52.95	0.005	R.F.
			153		100.00	0.50	50.00	0.005	R.F.
			192		113.50	0.50	56.75	0.006	R.F.
			193		142.70	0.50	71.35	0.007	R.F.
			194		181.60	0.50	90.80	0.009	R.F.
				Sub Total	2623.70				
11	Yellapur	Jiwati	..	76, 77	372.00	0.50	186.00	0.019	R.F.
			80	..	78.00	0.50	39.00	0.004	R.F.
			79	..	131.10	0.50	65.55	0.007	R.F.
			165	..	167.70	0.50	83.85	0.008	R.F.
			61	..	302.20	0.50	151.10	0.015	R.F.
			62	..	204.00	0.50	102.00	0.010	R.F.
			46	..	198.20	0.50	99.10	0.010	R.F.
			64	..	282.50	0.50	141.25	0.014	R.F.
			41	..	46.80	0.50	23.40	0.002	R.F.
				Sub Total	1782.50				
				Total	**26335.41**		**11986.41**	**1.199**	

3. <u>This 'In-principle' approval is issued subject to the following conditions-</u>

1) The legal status of the land shall remain unchanged.
2) User Agency shall submit the Record of Rights of proposed land for diversion along with Stage-I compliance.
3) Deputy Conservator of Forests shall ensure the legal status of the proposed land.
4) The Optical Fiber Cable Line will be laid within maximum size of the trench of 2 meter depth & 0.5 meter width with cable line under the OFC pipeline.
5) User Agency shall defray the cost of plantation (including ten years maintenance) of 100 trees shall be levied from the User Agency towards Compensatory Afforestation. As far as possible, a mixture of local indigenous species along with 10% RET species of Chandrapur District shall be planted and monoculture of any species may be avoided. Details of land proposed for Plantation (Record of Rights & KML File), shall be submitted before Stage-II/Final approval.
6) If User Agency has not submitted bank guarantee or paid security deposit with concern road authority (NHAI/MSRDC/PWD/ZP), the agency shall submit a bank guarantee at the rate of Rs.50/- per running meter and an undertaking to that effect shall also be submitted. If the agency fails to reclaim the land to the satisfaction of concerned Deputy Conservator of Forests, the cost for reclamation will be covered from the bank guarantee.
7) If the cable is going to be laid in the formation width of the road, then additional charges in form of bank guarantee shall be given at the rate of Rs.35/- per running meter. Similarly for reclamation of side drain and for tarred portion, the guarantee will be at the rate of Rs.300/- per meter and Rs.750/- per meter respectively. An undertaking shall be obtained from the User Agency that it has agreed to make good any loss to Forest/ Environment while laying the cable in the forest area and during maintenance of the same in future. For further maintenance of the project, the agency shall obtain permission from the concerned Deputy Conservator of Forests as and when required.
8) The forest land shall not be used for any purpose other than specified in the proposal.
9) No felling of trees shall be done during the implementation of project.
10) No new forest area beyond the Right of Way of existing road should be broken for laying Optical Fiber Cable.
11) The User Agency shall pay the cost of Net Present Value, if required in future.
12) Underground Optical Fiber Cable can be laid only outside the confines of the Protected Areas.
13) No labour camp shall be established on the forest land.
14) After completion of the project, User Agency will reclaim the area under RoW suitably.

15) The layout plan of the proposal shall not be changed without prior approval of the State Government.
16) This sanction is subject to the final clearance by the Department of Information & Technology for the project and concerned PWD authorities for the project.
17) The User Agency shall compensate the private owners of forest land if any, in accordance with the prevalent laws, rules & guidelines.
18) The User Agency shall obtain Environmental Clearance as per the provisions of the Environment (Protection) Act, 1986, if applicable.
19) All other conditions as may be mandatory under relevant Acts, Rules and Guidelines shall be complied by the User Agency.
20) All the conditions stipulated by the Forest Department shall be binding on User Agency.
21) The User Agency shall make good of any loss to Forest / Environment.
22) In case, the proposed area falls in the RoW of the road passing through National Parks and Wildlife Sanctuaries, prior permission of the State Board for Wildlife and Chief Wildlife Warden should be obtained as per relevant guidelines in this regard.
23) All necessary approvals required for the project as per the prevailing laws of the land would be obtained by the User Agency.
24) Any breach of the conditions by the User Agency will be treated as violation of the provisions of the Forest (Conservation) Act, 1980.

This Government Order of Maharashtra Government is available at the websitewww.maharashtra.gov.in. Reference no. for this is 202306011929389819. This order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

GANESH TUKARAM JADHAO

Digitally signed by GANESH TUKARAM JADHAO
DN: c=IN, o=GOVERNMENT OF MAHARASHTRA, ou=REVENUE AND FOREST DEPARTMENT, postalCode=400032, st=Maharashtra, 2.5.4.20=0078f58512d3ac01315bbbfa4b473ed7729dd2d31644106e2966ab9ee6e92d7d, pseudonym=9511E397949CD516110AD2C5719C064356E8E6EF, serialNumber=6FEEDE606678D569A76B842319BD1C2969AA85BBA5CDCCEE147249F17965E8BB, cn=GANESH TUKARAM JADHAO
Date: 2023.06.01 19:30:08 +05'30'

(Ganesh Jadhao)
Under Secretary to the Government of Maharashtra

<u>Copy to:-</u>

1. Secretary, Ministry of Environment, Forests & Climate Change, Government of India, New Delhi
2. Regional Officer (Central), Integrated Regional Office, Ministry of Environment, Forests & Climate Change, Government of India, Nagpur.
3. Principal Chief Conservator of Forests (Head of Forest Force), Nagpur
4. Additional Principal Chief Conservator of Forests & Nodal Officer, Nagpur
5. Principal Chief Conservator of Forests & CEO (Maha-CAMPA), Nagpur
6. Additional Principal Chief Conservator of Forests (Conservation), Nagpur
7. Collector, Chandrapur.

8. Chief Executive Officer, Zilha Parishad, Chandrapur.
9. Conservator of Forests (T), Chandrapur.
10. Deputy Conservator of Forests, Central Chanda, Chandrapur
11. M/s Reliance JIO Infocomm Limited, Nagpur.
12. Select File-F-10.